



City of NORFOLK

To the City Planning Commission
City of Norfolk, Virginia

October 23, 2014

From: Susan Pollock, CFM
Principal Planner

Subject: Special exception to operate
an entertainment establishment with
alcoholic beverages at 330 West 22nd
Street, Suite 104 and 105
– Sassi Cakes and Sweets

Reviewed: Leonard M. Newcomb III,
Land Use Services Manager

Ward/Superward: 2/6

Approved:

George M. Homewood, AICP, CFM
Planning Director

Item Number: 10

- I. **Recommendation:** Staff recommends approval, considering compliance with *Zoning Ordinance* requirements and consistency with approved plans.
- II. **Applicant:** Sedric Hill
- III. **Description:** The request would authorize a new owner/operator for Sassi Cakes and Sweets.
- IV. **Analysis**
The site is located within the Palace Station along the northern side of West 22nd Street in a portion of the Ghent Business District that is comprised of commercial and light industrial uses.

Plan Analysis

The proposed special exception is consistent with *plaNorfolk2030*, which designates this site as Commercial.

Zoning Analysis

The site is located within the C-2 (Corridor Commercial), and 21st Street PCO (21st Street Pedestrian Commercial Overlay) zoning districts which permit the proposed use by special exception.

	Prior	Proposed
Hours of Operation	9:00 a.m. until 2:00 a.m., seven days a week	Same
Hours for the Sale of Alcoholic Beverages and Hours for Entertainment	11:00 a.m. until 2:00 a.m., seven days a week	Same
Capacity (without dance floor)	58 seats indoors 36 seats outdoors 99 total capacity	Same
Entertainment	<ul style="list-style-type: none"> • Four member live band • Karaoke • Disc jockey • Cultural Dance • Performance Dancing 	Same

- Special Exception history:

City Council Approval	Applicant	Changes
August 2011	Sassi Cakes and Sweets by Stephanie Wadnola	Initial application (eating and drinking)
December 2012	Sassi Cakes and Sweets by Stephanie Wadnola	Addition of entertainment
January 2014	Sassi Cakes and Sweets by Stephanie Wadnola	Additional hours and new forms of entertainment
Pending	Sassi Cakes and Sweets by Sedric Hill	New owner/operator

Traffic Analysis

- The Institute of Transportation Engineers forecasts travel for restaurants based upon the total seating of an establishment.
 - Since no increase in indoor seating is being proposed for the site, no additional trips are projected.

V. Financial Impact

The applicant is current on all real estate taxes.

VI. Environmental

- This site is located in a district that permits this use.
- The change in ownership should not have an adverse impact on the surrounding uses.

VII. Community Outreach/Notification

- Legal notice was posted on the property on September 16.
- Letters were sent to the Ghent Neighborhood League and the Ghent Business Association on October 2.
- Letters were mailed to all property owners within 300 feet of the property on October 9.
- Legal notification was placed in *The Virginian-Pilot* on October 9 and 16.

VIII. Coordination/Outreach

This report has been coordinated with the Department of Planning and Community Development and the City Attorney's Office.

Supporting Material from the Department of Planning and Community Development:

- Proposed Conditions
- Location Map
- Zoning Map
- 1000' Radii Map of Entertainment Establishments
- Application
- Letter to the Civic League
- Letter to the Business Association

Sassi Cakes and Sweets – 330 West 22nd Street
Entertainment Establishment Conditions

- (a) The hours of operation for the entertainment establishment shall be from 9:00 a.m. until 2:00 a.m., the following morning, seven days a week. No use of the entertainment establishment outside of the hours of operation listed herein shall be permitted.
- (b) The hours of operation for the sale of alcoholic beverages and for entertainment shall be from 11:00 a.m. until 2:00 a.m., the following morning, seven days a week.
- (c) The seating for the establishment shall not exceed 58 seats indoors, 36 seats outdoors, and the total occupant capacity, including employees, shall not exceed 99 people.
- (d) This special exception shall terminate in the event of a change in ownership of the establishment and may be revoked in the event of a change in the operation or management of the establishment as described in the Description of Operations set forth in "Exhibit A," attached hereto, provided that no termination in the event of a change in ownership of the establishment shall be effective until 120 days after the change or until a new special exception is granted showing the new owner, whichever is earlier. Notwithstanding the above, no violation of this condition shall be deemed to have occurred if the only change in management is a result of one or more of the members of the management team identified in the Description of Operations ceasing to work at the establishment.
- (e) Entertainment shall only be provided indoors and shall be limited to live bands having no more than four (4) members, karaoke, disc jockey, poetry reading, spoken word performances, keyboardist and cultural dance; defined for the purposes of this ordinance alone as a form of dance unique in style and appearance to a specific cultural group. Examples include, but are not limited to, belly dance, flamenco dance, hula, and geisha dance. No form of dance which does not meet all of the following characteristics shall be considered cultural dance for purposes of this ordinance:
 - i. Cultural dancers shall not perform nude or semi-nude, but shall perform in a state of dress more modest than semi-nude, as those terms are defined herein.
 - ii. For the purposes of this ordinance, the term "nude" means to be undressed completely, and the term "semi-nude" means to be in any state of dress in which opaque clothing covers

no more than the genitals, pubic region, buttocks, areola and nipple of the breast, as well as portions of the body covered by supporting straps or devices. Examples of "semi-nude" dress include but are not limited to a state of dress consisting of a bikini or equivalent clothing.

- iii. Cultural dancers shall not physically touch or be physically touched by spectators while performing.

(f) In addition to the above, the following restrictions shall apply to all cultural dance performances:

- i. Cultural dancers shall not use the following items and accessories when performing, for safety reasons: swords, weapons of any kind, lit candles, or lit torches. Notwithstanding this provision, at the discretion of the grantee of this Special Exception, dancers may use prop swords and prop weapons. For purposes of this ordinance, the adjective "prop" means a fake sword or weapon, similar to those used by actors on the stage, not designed for or capable of causing injury. Such "prop" swords or weapons shall be either made of wood, or if made of metal, shall be blunt with no cutting edge.
- ii. At the discretion of the grantee of this Special Exception, customers may tip dancers at the conclusion of a performance. Spectators shall not physically touch a dancer when tipping.

(g) The provisions of this ordinance concerning cultural dance are not intended, nor shall they be applied, to impose any limitation or restriction on the content of cultural dance performances at the subject property. Cultural dance performances, should they degenerate to the point of involving obscenity or nude or semi-nude dance performances, shall be subject to all the usual prohibitions upon such performances in bars and restaurants selling alcohol under the laws and regulations of the Commonwealth of Virginia and the ordinances and regulations of the City of Norfolk. These restrictions include but are not limited to such prohibitions upon obscene performances as are found in Chapter 28 of the Code of the City of Norfolk (1979), as amended, or Chapter 8, Article 5 of Title 18.2 of the Code of Virginia, (1950), as amended (both concerning obscenity). These restrictions also include all prohibitions upon nude and semi-nude dancing, designed to alleviate the negative secondary effects thereof, as authorized in such cases as *Barnes v. Glen Theatre, Inc.*, 501 US 560 (1991) and *City of Erie v. Pap's A.M.*, 529 US 277 (2000), as may be found in the statutes, regulations, or

ordinances of the Commonwealth of Virginia and the City of Norfolk, including but not limited to Sections 28-11 and 28-12 of the Code of the City of Norfolk (1979), as amended, concerning public nudity and indecent exposure, and the regulations of the Alcoholic Beverage Control Board of the Commonwealth of Virginia, as amended.

- (h) The dance floor shall not exceed 40 square feet and shall be located as indicated on the basic floor plan attached hereto and marked as "Exhibit B." The dance floor shall be constructed of a different material than the primary floor material.
- (i) The layout of the establishment shall adhere to the specifications of the floor plans attached hereto and marked as "Exhibit B."
- (j) No door to the establishment which opens onto or faces a public right-of-way shall be propped open during any time that entertainment is being provided.
- (k) The establishment shall maintain a current, active business license at all times while in operation.
- (l) The establishment shall remain current on all food and beverages taxes and business personal property taxes which may become due while it is in operation.
- (m) No public telephone(s) shall be permitted on the exterior of the property. Any public phone(s) on the interior of the building shall be located in an area within full view of the establishment's staff and shall not be permitted within any restroom.
- (n) During all hours of operation, the establishment operator shall be responsible for maintaining those portions of public rights-of-way improved by sidewalk and portions of any parking lot adjacent to the premises regulated by the Special Exception so as to keep such areas free of litter, refuse, solid waste, and any bodily discharge.
- (o) The establishment shall maintain a designated driver program which shall provide, at minimum, that designated drivers may be served non-alcoholic beverages at no charge. The establishment shall describe the program in writing and its availability shall be made known to patrons via either a printed card placed on each table and on the bar or a description printed on the menu.
- (p) A menu shall be provided containing an assortment of foods which shall be made available at all times the establishment is open. The food menu and full dining service shall be available at the bar.

- (q) The business authorized by this Special Exception shall be conducted in accordance with the Description of Operations set forth in "Exhibit A," attached hereto. The representations made in "Exhibit A" shall be binding upon all owners, operators and managers who operate and/or manage the premises covered by this Special Exception. Should any owner, operator or manager desire to operate the business in a manner different than as represented in "Exhibit A," a new Special Exception must be obtained prior to implementing such change. Where any limitation or representation contained in "Exhibit A" is inconsistent with any condition of this ordinance, the conditions of this ordinance shall govern.
- (r) The violation of any requirement, limitation, or restriction imposed by the Virginia ABC Commission shall be deemed a violation of this Special Exception. This Special Exception may be revoked for any violation of a general or specific condition, including a condition incorporated by reference and including a condition arising from requirements, limitations, or restrictions imposed by the ABC Commission or by Virginia law.
- (s) Neither the establishment nor any portion of it shall be leased, let, or used by any third party to stage an event for profit. No outside promoter shall be permitted to use, operate, rent, or host any event on the premises.
- (t) An ABC manager, employed and compensated by the applicant, shall be present at all events held on the premises. This manager shall supervise the event at all times. The ABC manager shall be present on the premises at least one hour prior to the beginning of the event and shall remain on the premises until the event is concluded and the establishment is secured and locked. If alcohol is not served or consumed, a responsible supervisor, employed and compensated by the applicant, shall perform this function.
- (u) In addition to the ABC manager or supervisor the applicant shall provide such additional paid staff as may be necessary to coordinate, supervise, and manage any event held on the premises.
- (v) The establishment manager shall notify the Commissioner of the Revenue no less than 72 hours prior to the commencement of any event at which a cover charge is to be collected.

- (w) A binder or folder containing documentation relating to the operation of the establishment shall be kept on the premises at all times and shall be produced upon request made by any person. For purposes of this section, the documentation relating to the operation of the establishment shall include copies of the following:
- (1) This Special Exception;
 - (2) Any ABC license(s);
 - (3) Any occupancy permit(s);
 - (4) Certifications of all persons who work on the premises as a security guard;
 - (5) All fire code certifications, including alarm and sprinkler inspection records;
 - (6) Any health department permit(s);
 - (7) The emergency action plan required under the Fire Prevention Code;
 - (8) The names, addresses, and phone numbers of all persons who manage or supervise the establishment at any time;
 - (9) The establishment's designated driver program; and
 - (10) The establishment's Security Plan.
- (x) The business shall provide in-house security or retain the services of a licensed security firm to provide security services at a rate of one security guard per 50 guest occupants on the property whenever occupancy shall exceed 74 people or when otherwise required by at least 36 hours prior written notice of the Fire Marshall, Chief of Police, or any designee of either. After 8:00 p.m. each Friday and Saturday as well as during special events, a security supervisor certified either in the Responsible Hospitality Training course offered by the City of Norfolk or in accordance with the requirements of the Virginia Department of Criminal Justice Services shall be present on the property.
- (y) The written security plan submitted to the City as part of the application for this Special Exception and on file with the Department of Planning shall remain in full force and effect at all times while the establishment is in operation.

Print Name: _____

Sign: _____ Date: _____

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 - (2) Any ABC license(s);
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 - (4) Certifications of all persons who work on the premises as a security guard;
 - (5) All fire code certifications, including alarm and sprinkler inspection records;
 - (6) Any health department permit(s);
 - (7) The emergency action plan required under the Fire Prevention Code;
 - (8) The names, addresses, and phone numbers of all persons who manage or supervise the establishment at any time;
 - (9) The establishment's designated driver program; and
 - (10) The establishment's Security Plan.
- (x) The business shall provide in-house security or retain the services of a licensed security firm to provide security services at a rate of one security guard per 50 guest occupants on the property whenever occupancy shall exceed 74 people or when otherwise required by at least 36 hours prior written notice of the Fire Marshall, Chief of Police, or any designee of either. After 8:00 p.m. each Friday and Saturday as well as during special events, a security supervisor certified either in the Responsible Hospitality Training course offered by the City of Norfolk or in accordance with the requirements of the Virginia Department of Criminal Justice Services shall be present on the property.
- (y) The written security plan submitted to the City as part of the application for this Special Exception and on file with the Department of Planning shall remain in full force and effect at all times while the establishment is in operation.

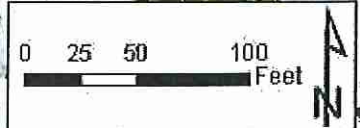
Print Name: _____

Sign: _____ Date: _____

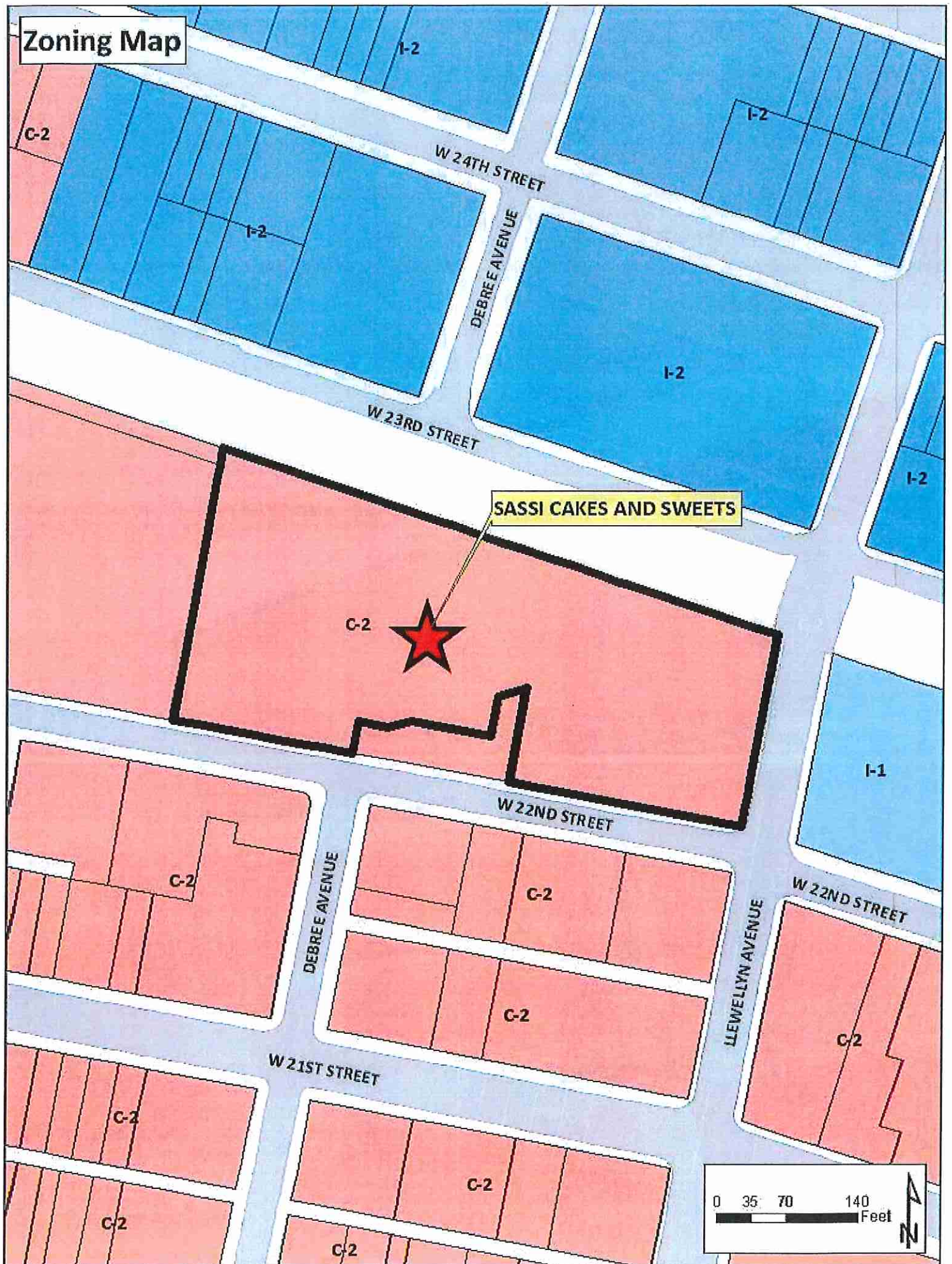
Location Map



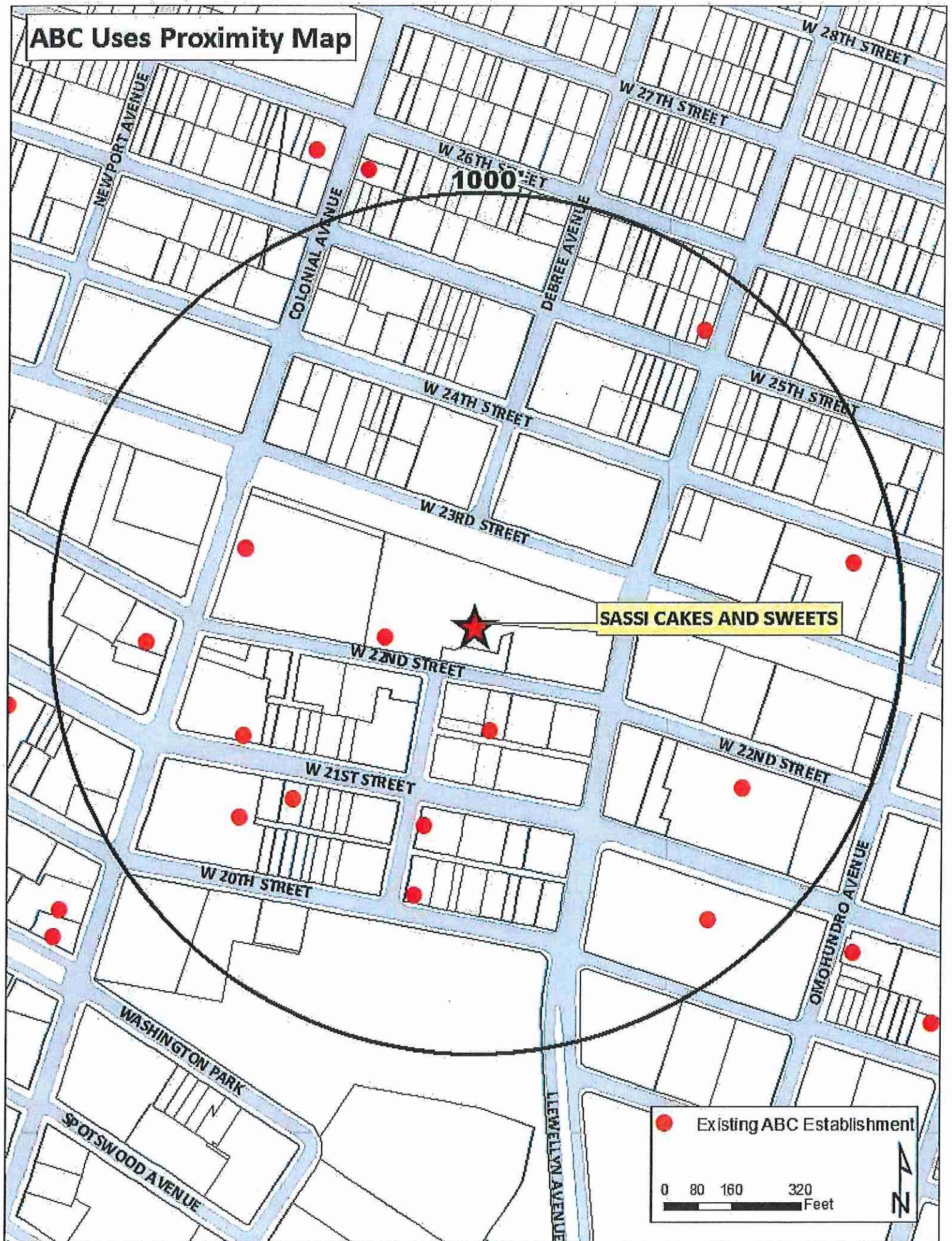
SASSI CAKES AND SWEETS



Zoning Map



ABC Uses Proximity Map





**APPLICATION
ADULT USE SPECIAL EXCEPTION
ENTERTAINMENT ESTABLISHMENT
(Please Print)**

Date 9/3/14

DESCRIPTION OF PROPERTY

Address 330 W 22ND Street Norfolk, VA

Existing Use of Property Entertainment Establishment

Proposed Use Entertainment Establishment

Current Building Square Footage 2759

Proposed Building Square Footage 2759

Trade Name of Business (If applicable) Sassi Cakes & Sweets

APPLICANT/ PROPERTY OWNER

1. Name of applicant (Last) Hill (First) Pedric (MI) R

Mailing address of applicant (Street/P.O. Box) ~~2012~~ 2012 Dawnee Brook Trail N

(City) Chesapeake (State) VA (Zip Code) 23320

Daytime telephone number of applicant (757) 296 0398 Fax number (757) 955 8501

E-mail address of applicant Sassi.ghent@gmail.com

2. Name of property owner (Last) Fhleman (First) Claus (MI) _____

Mailing address of property owner (Street/P.O. box) 301 W. 21ST ST.

(City) Norfolk (State) VA (Zip Code) 23517

Daytime telephone number of owner (757) 623-3100 Fax number (757) _____

DEPARTMENT OF PLANNING & COMMUNITY DEVELOPMENT

810 Union Street, Room 508

Norfolk, Virginia 23510

Telephone (757) 664-4752 Fax (757) 441-1569

(Revised July 2013)

Application
Entertainment Establishment
Page 2

CONTACT INFORMATION

Civic League contact Henry Conde / GIBA (GIAART Business Association)

Date(s) contacted Phone number provided on website was unavailable.

Ward/Super Ward information 438-9078

514-1814

REQUIRED ATTACHMENTS

- Required application fee, **\$355.00** (if check, make payable to Norfolk City Treasurer).
 - Application fee includes a non-refundable \$5 technology surcharge.
- Two 8½x14 (maximum size) copies of a survey or site plan (required for new construction or site improvements) drawn to scale showing:
 - Existing and proposed building structures
 - Driveways
 - Parking
 - Landscaping
 - Property lines (see attached example)
- Two 8½ inch x 14 inch (maximum size) copies of a floor plan prepared by a registered design professional drawn to scale showing restroom facilities, seats/tables, bar, dance floor with dimensions, band area, disc jockey area, standing room and ingress and egress (see attached example).
- Completed Exhibit A, Description of Operations (attached).

CERTIFICATION

I hereby submit this complete application and certify the information contained herein is true and accurate to the best of my knowledge.

Print name: CLARA J. HILMANN Sign: [Signature] 9.15/2014
(Property Owner or Authorized Agent Signature) (Date)

Print name: Sedric Hill Sign: [Signature] 1.9.13/14
(Applicant or Authorized Agent Signature) (Date)

DEPARTMENT OF PLANNING & COMMUNITY DEVELOPMENT

810 Union Street, Room 508

Norfolk, Virginia 23510

Telephone (757) 664-4752 Fax (757) 441-1569

(Revised July 2013)



EXHIBIT "A"
Description of Operations
Entertainment Establishment
(Please Print)

Date 9/3/14
Trade name of business Sassi Cakes & Sweets
Address of business 330 W 22nd Street suite 104-105
Name(s) of business owner(s)* Sedric Hill for Sassi's (Sassi, Inc.)
Name(s) of property owner(s)* Claus Ihlemann for Palace Stations
Name(s) of business manager(s)/operator(s) Sedric Hill, Cory Evans, Carlos Gomez
Daytime telephone number (757) 321-6759 Kimberly Hughes
Rochael Fournier

*If business or property owner is a partnership, all partners must be listed.

*If business or property owner is an LLC or Corporation, all principals must be listed.

1. Proposed Hours of Operation:

Facility	Alcoholic Beverage Sales and Entertainment
Weekday From <u>9am</u> To <u>2am</u>	Weekday From <u>11am</u> To <u>2am</u>
Friday From <u>9am</u> To <u>2am</u>	Friday From <u>11am</u> To <u>2am</u>
Saturday From <u>9am</u> To <u>2am</u>	Saturday From <u>11am</u> To <u>2am</u>
Sunday From <u>9am</u> To <u>2am</u>	Sunday From <u>11am</u> To <u>2am</u>

2. Type of ABC license applied for (check all applicable boxes):

☒ On-Premises ☐ Off-Premises (second application required)

3. Type of alcoholic beverage applied for:

☒ Beer ☒ Wine ☒ Mixed Beverage

DEPARTMENT OF PLANNING & COMMUNITY DEVELOPMENT

810 Union Street, Room 508

Norfolk, Virginia 23510

Telephone (757) 664-4752 Fax (757) 441-1569

(Revised July 2013)

Exhibit A – Page 2
Entertainment Establishment

4. Will video games, pool tables, game boards or other types of games be provided?
☒ Yes (If more than 4, additional application required) ☐ No

4a If yes, please describe type and number of each game to be provided:

Bingo, Trivia

5. Will patrons ever be charged to enter the establishment?
☒ Yes ☐ No

5a. If yes, why: Certain special events,
Charity events

5b. Which days of the week will there be a cover charge (circle all applicable days):

Monday Tuesday Wednesday Thursday Friday
Saturday Sunday

6. Will the facility or a portion of the facility be available for private parties?
☒ Yes ☐ No

6a. If yes, explain: Birthdays, Anniversary
Corporate Occasions, Baby Showers, Bridal Parties, Charity Events

7. Will a third party (promoter) be permitted to lease, let or use the establishment?
☐ Yes ☒ No

7a. If yes, explain:

8. Will there ever be a minimum age limit?
☒ Yes ☐ No

Exhibit A – Page 3
Entertainment Establishment

9. Additional comments/description/operational characteristics or prior experience:

We are an upscale desert lounge where people
can come and socialize and network among themselves

Note: If smoking is permitted, then floor plans must be submitted showing all necessary building requirements for such facility



Signature of Applicant

Option A
Live Band

Exhibit A – Floor Plan(s) Worksheet Entertainment Establishment

- Complete this worksheet based for each floor plan submitted with application.
- Floor plan(s) must be prepared by a registered design professional and include:
 - Tables/seats
 - Restroom facilities
 - Bar
 - Ingress and egress
 - Standing room
 - Disc Jockey/Band/Entertainment area)
 - Outdoor seating
 - Total maximum capacity (including employees)

1. Total capacity

a. Indoor

Number of seats (not including bar seats) 48
Number of bar seats 10
Standing room 0

4 member band

b. Outdoor

Number of seats 32

c. Number of employees 5

Total Occupancy

(Indoor/Outdoor seats, standing room and employees) = 99

2. Entertainment

List ANY type of entertainment proposed other than a 3 member live band, karaoke, comedian, or poetry reading.

Spoken word, Karaoke, 4 piece band

3. Will a dance floor be provided?

☐ Yes ☒ No

3a. If yes,

Square footage of establishment _____

Square footage of dance floor _____

- If a disc jockey is proposed, a dance floor must be provided.
- If the dance floor is more than 10% of the square footage of the establishment, a Dance Hall permit is required.

DEPARTMENT OF PLANNING & COMMUNITY DEVELOPMENT

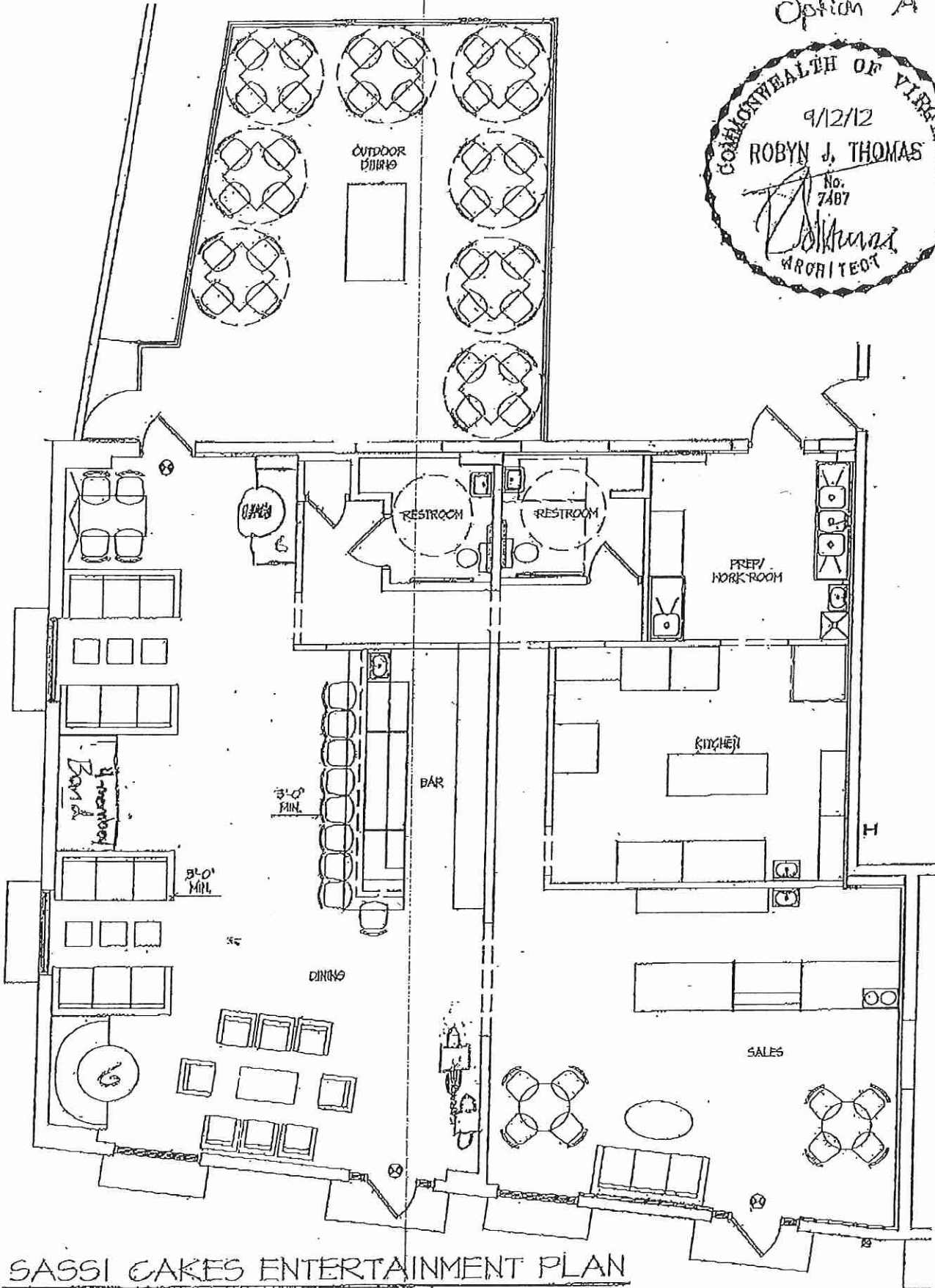
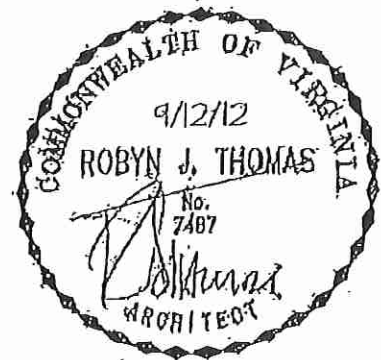
810 Union Street, Room 508

Norfolk, Virginia 23510

Telephone (757) 664-4752 Fax (757) 441-1569

(Revised July 2013)

Option A



SASSI CAKES ENTERTAINMENT PLAN
1/8" = 1'-0"

Option B / DJ

**Exhibit A – Floor Plan(s) Worksheet
Entertainment Establishment**

- Complete this worksheet based for each floor plan submitted with application.
- Floor plan(s) must be prepared by a registered design professional and include:
 - Tables/seats
 - Restroom facilities
 - Bar
 - Ingress and egress
 - Standing room
 - Disc Jockey/Band/Entertainment area)
 - Outdoor seating
 - Total maximum capacity (including employees)

1. Total capacity

a. Indoor

Number of seats (not including bar seats)

44

Number of bar seats

10

Standing room

0

4 member band

b. Outdoor

Number of seats

16

c. Number of employees

6

Total Occupancy

(Indoor/Outdoor seats, standing room and employees) = 80

2. Entertainment

List ANY type of entertainment proposed other than a 3 member live band, karaoke, comedian, or poetry reading.

Spoken word, Karaoke, jazz, belly dancers, D.J., Mag Queen
dancers, 4 piece band, Burlesque.

3. Will a dance floor be provided?

☒ Yes ☐ No

3a. If yes,

Square footage of establishment 2759

Square footage of dance floor 40

- If a disc jockey is proposed, a dance floor must be provided.
- If the dance floor is more than 10% of the square footage of the establishment, a Dance Hall permit is required.

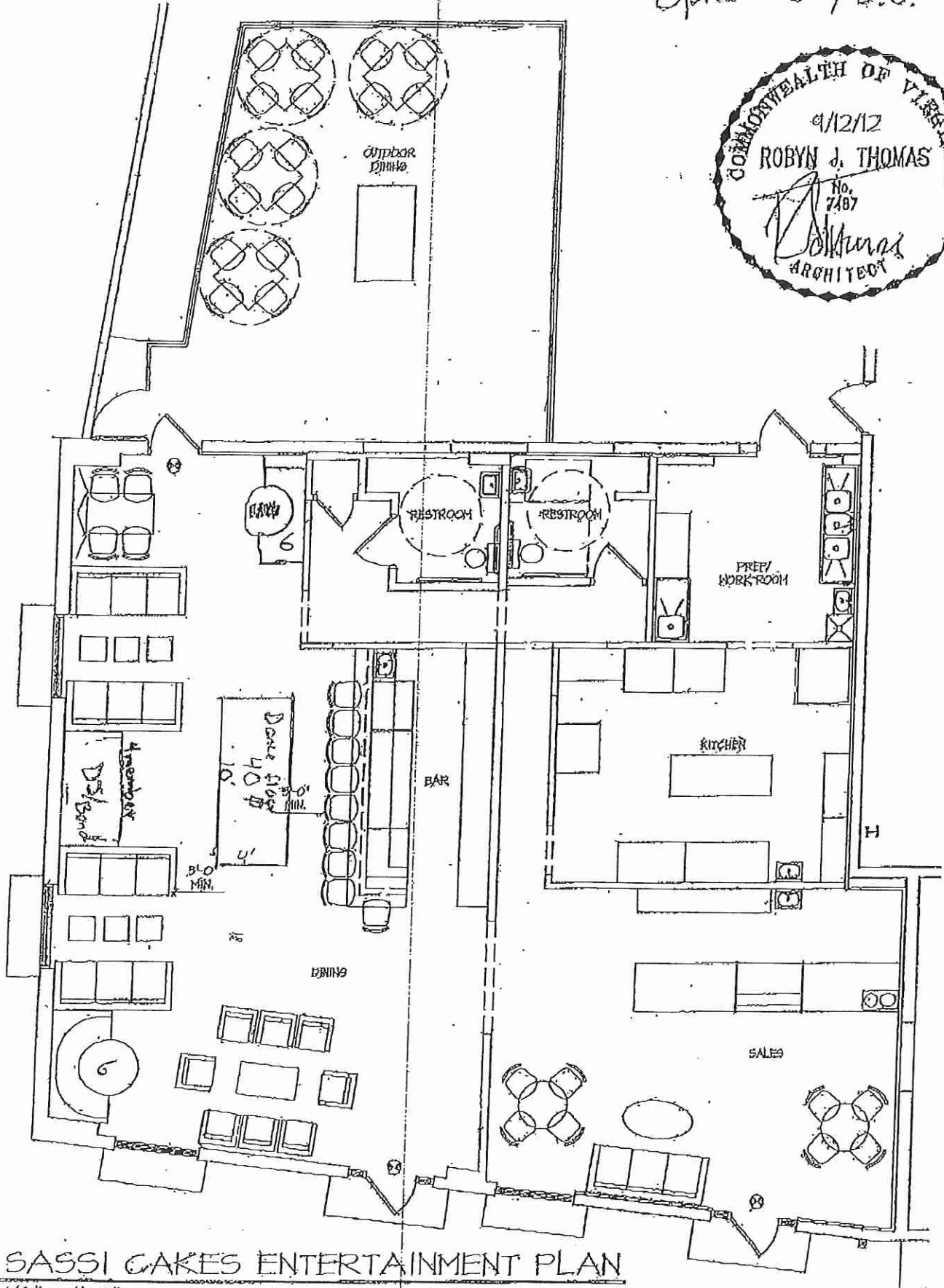
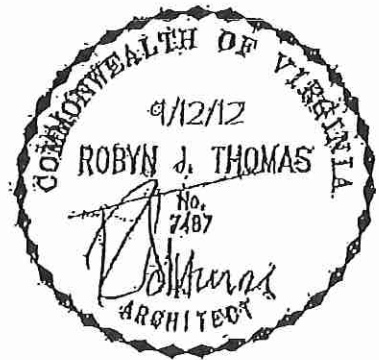
DEPARTMENT OF PLANNING & COMMUNITY DEVELOPMENT

810 Union Street, Room 508

Norfolk, Virginia 23510

Telephone (757) 664-4752 Fax (757) 441-1589

Option B / D.S.



SASSI CAKES ENTERTAINMENT PLAN

1/8" = 1'-0"

**SECURITY PLAN
OF
SEDRIC HILL
FOR
SASSI CAKES AND
SWEETS
330 W. 22ND STREET
Norfolk, VA 23517**

Definition of "Security"

se·cu·ri·ty - noun

1. freedom from danger, risk, etc.; safety.
2. freedom from worry, anxiety, or doubt; well-founded confidence.
3. something that secures or makes safe; protection; defense.
4. precautions taken to guard against crime, attack, etc.

Goals:

- Our goal is to create a safe and secure environment within Sassi Cakes and Sweets for both customers and employees.
- We aim to provide a level of control and safety for all arriving and departing patrons of Sassi Cakes and Sweets.
- To mitigate any noise or inappropriate conduct by patrons of Sassi Cakes and Sweets entering or leaving the facility which impairs the quiet enjoyment of immediate neighbors, particularly residents living nearby.
- To peacefully and effectively resolve all situations before any injury to any person or property may occur. Sassi Cakes and Sweets' staff or security team shall provide a firm presence by displaying integrity and professionalism while executing their duties and responsibilities in an effort to maintain security, protection, and safety of members of the public.
- To ensure a complete, orderly, safe, and swift evacuation of the facility in case of fire, explosion, or any other uncontrolled dangers within the building.
- To protect and promote the courteous, inviting, and hospitable character of the neighborhood and the City of Norfolk generally.

Features of the Plan:

Security Team:

Sassi Cakes and Sweets is contracting with Elite Security Firm to ensure safety and to maintain crowd control during events that require a DJ. For live music events, two contracted security persons shall be on duty. All security personnel shall be attired in a manner to readily identify them as such. From the time a live music event ends and for 30 minutes thereafter, one-half of all security personnel shall be stationed outside the premises to assist and encourage patrons to leave safely.

Security staff shall regularly patrol both the women's and men's bathroom facilities.

Hand-held counters shall be used by staff at the entrance at all times when open.

Rules and Regulations:

- Sassi Sweets and Cakes require a casual dress code during special events, live band or DJ. (Patrons who are not appropriately dressed will be denied entrance.)
- No dress code is required for patrons to dine.
- No age limitations for patrons to dine.
- Age 21 and up for patrons consuming alcohol. (All identification cards used to prove age must be valid (i.e., may not be expired), and must be government-issued. If the identification card is expired or appears at all questionable to the employee, the employee shall request a second form of identification. The employee shall make sure that the individual purchasing the liquor resembles the identification card. All employees are encouraged to ask purchasers questions relating to their identification in order to verify the information. If the employee checking an ID has a strong suspicion that an ID is false, altered, or belongs to someone other than the person presenting the ID, he/she shall confiscate the ID and turn it over to management, to be presented to the police.)

Page 21 and up for special events. (Guest must produce adequate identification or they will be denied entrance).

- No controlled substances, guns, knives, tasers, or any item that may be used as a weapon shall be permitted on the premises.

It is to the servers' discretion whether a customer has had too much to drink. When a customer has been "cut off," the server will notify the other employees. Management will support the server's decision to terminate service to any customer. If a customer is too impaired to drive safely, licensee will try to persuade the customer not to drive, and arrange for a safe ride. If the customer refuses, management will notify the Norfolk Police Department with a description of the person and the license plate number of the vehicle, if possible.

Licensee will familiarize all security staff with provisions regarding unruly patrons. When a patron acts in a manner that is violent, abusive, indecent, profane, boisterous, or otherwise disorderly, licensee will immediately contact the police and request that the police invoke necessary provisions.

Sassi Sweets and Cakes prohibit smoking inside the restaurant but patrons who wish to smoke are permitted to use the patio. If a patron violates this regulation they will be asked to leave the premises. If the patron refuses to leave, management will enforce the same provisions used regarding unruly behavior.

Access:

Security staff shall regularly patrol the immediate exterior of the building at least once every half-hour, doing so on a random basis. No loitering will be tolerated on the exterior of the restaurant. Individuals who are not patrons or not there on official business with the owner, or are not patrons of surrounding businesses, or are a patron, but are loitering in the parking area, will be asked to leave immediately.

Integration:

The police will be called, in a timely manner, any time management or staff has information to believe a crime has been or is about to be committed and/or whenever a threat of or act of violence occurs on the premises or off premises in areas that would be considered in view or earshot of the establishment. Licensee will maintain open communication with neighboring establishment to reinforce a clean and safe environment at all times.

Uniform for Security Team

Uniforms are intended to help patrons, law enforcement, and emergency responders readily identify who from the facility is designated as responsible for maintaining security and empowered to implement or impose the facilities rules and regulations.

Designated Security Personnel will be required to adhere to a professional dress code including Blazers, Button Ups, Polo Shirts and dress slacks; all black. The uniform dress code will be based on the season. (i.e. Blazer and Button Up/Winter, Polo Shirt/Spring and Summer) The appropriate security badges shall be visibly displayed at all times as to identify Security Personnel.

Security Team:

Personnel:

Due to the intimate capacity, there will only be two security personnel required onsite for entertainment/djs.

- 1 Security Team Leader who shall manage onsite security procedures.
- At least 1 Roaming Security Person to maintain the front entrance and back entrance.

At all times, at least one of the persons in each of the designated positions shall be certified by the Virginia Department of Criminal Justice Services (DCJS).

General Duties and Responsibilities:

Security will be trained to establish order in accordance with rules set forth by the City of Norfolk special exception. Security will ensure order inside and outside of Sassi Cakes and Sweets so as to eliminate potential issues that could affect neighboring retailers and patrons.

Security will be responsible for recording capacity and enforcing cut-offs when legal limits are approaching and when capacity has been reached.

Security Team Leader:

- Create Security Plan with Management
- Supervise all other security team members and monitors all members' compliance with this Security Plan
- Enforce occupancy limits in accordance with any floor plans approved through the City's special exception process. The Leader may rely on information about the number of patrons entering and leaving the facility that might be gathered by other members of the security team.
- Report directly the facility's manager.
- Rove entire venue during operating hours to ensure patron flow and maintenance of open aisles and clear pathways to exits.
- Liaison to state and city enforcement officers and emergency responders.

Stationary and Roaming Security:

- Monitor continual compliance with Virginia ABC regulations.
- Identify and address hazards as they arise throughout the facility.
- Maintain security around bar area.
- Patrol venue during operating hours to ensure patron flow and maintenance of open aisles and clear pathways to exits.

Communication:

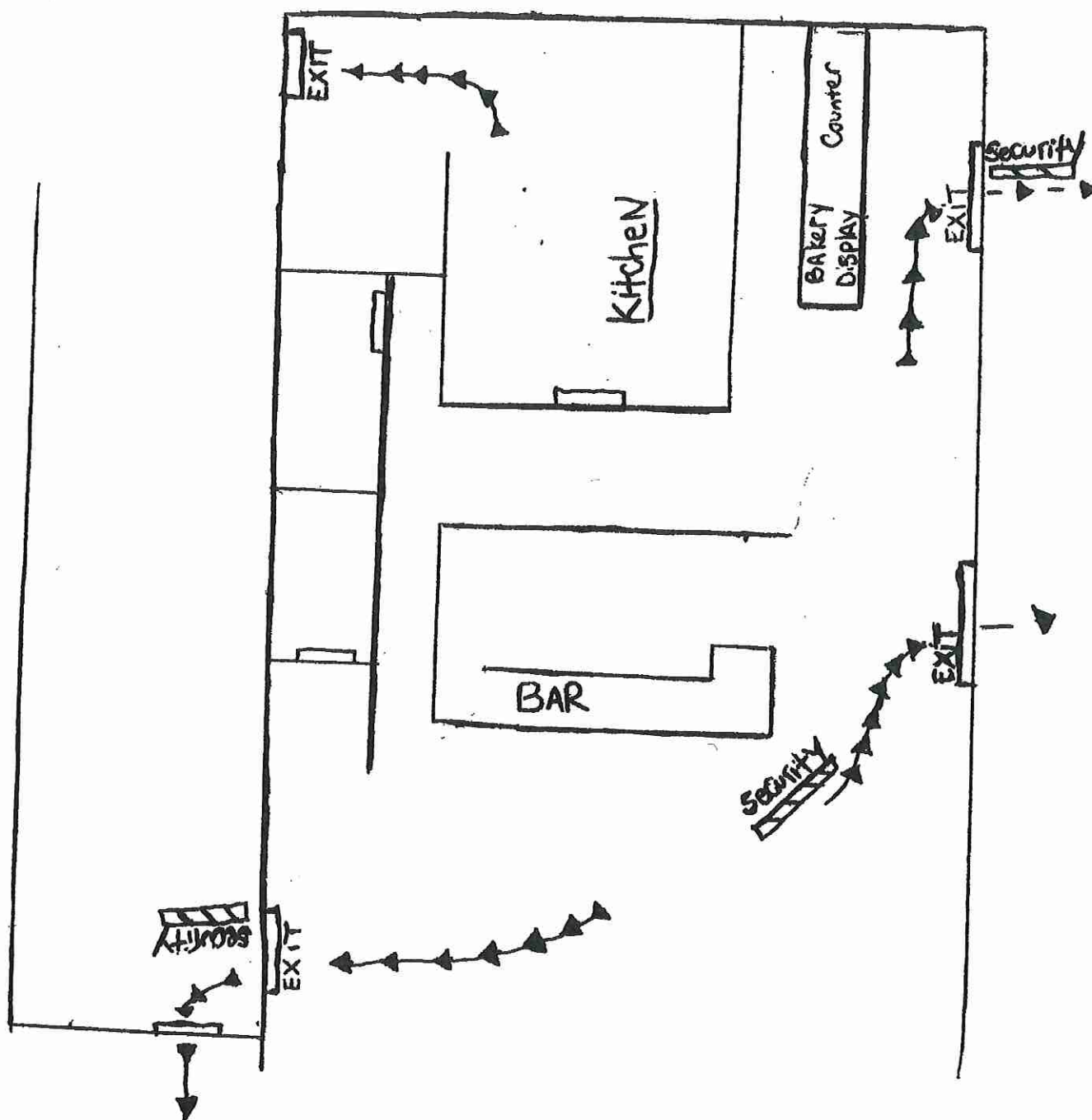
The security team is required to wear an earpiece and microphone on duty to maintain efficient communication with one another. All security personnel need to have both hands free at all times in order to execute their responsibilities. All security staff members will utilize flashlights as a back-up form of communication inside the facility whenever the situation warrants.

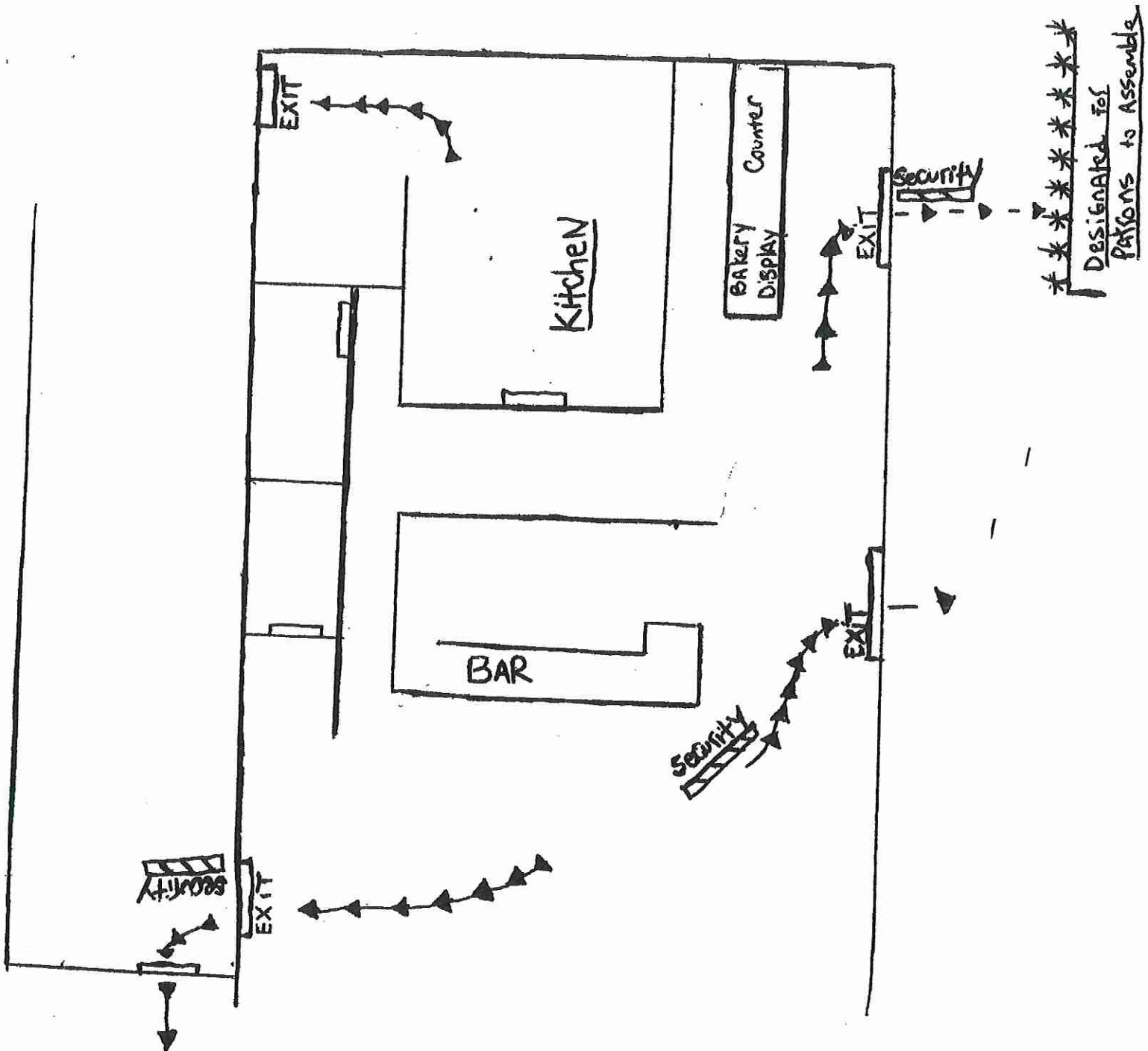
Electronic Security:

The facility is fully equipped with security systems, alarm systems, fire/ smoke/ carbon monoxide systems to ensure the safety of patrons and employees.

Emergency Evacuation Plan:

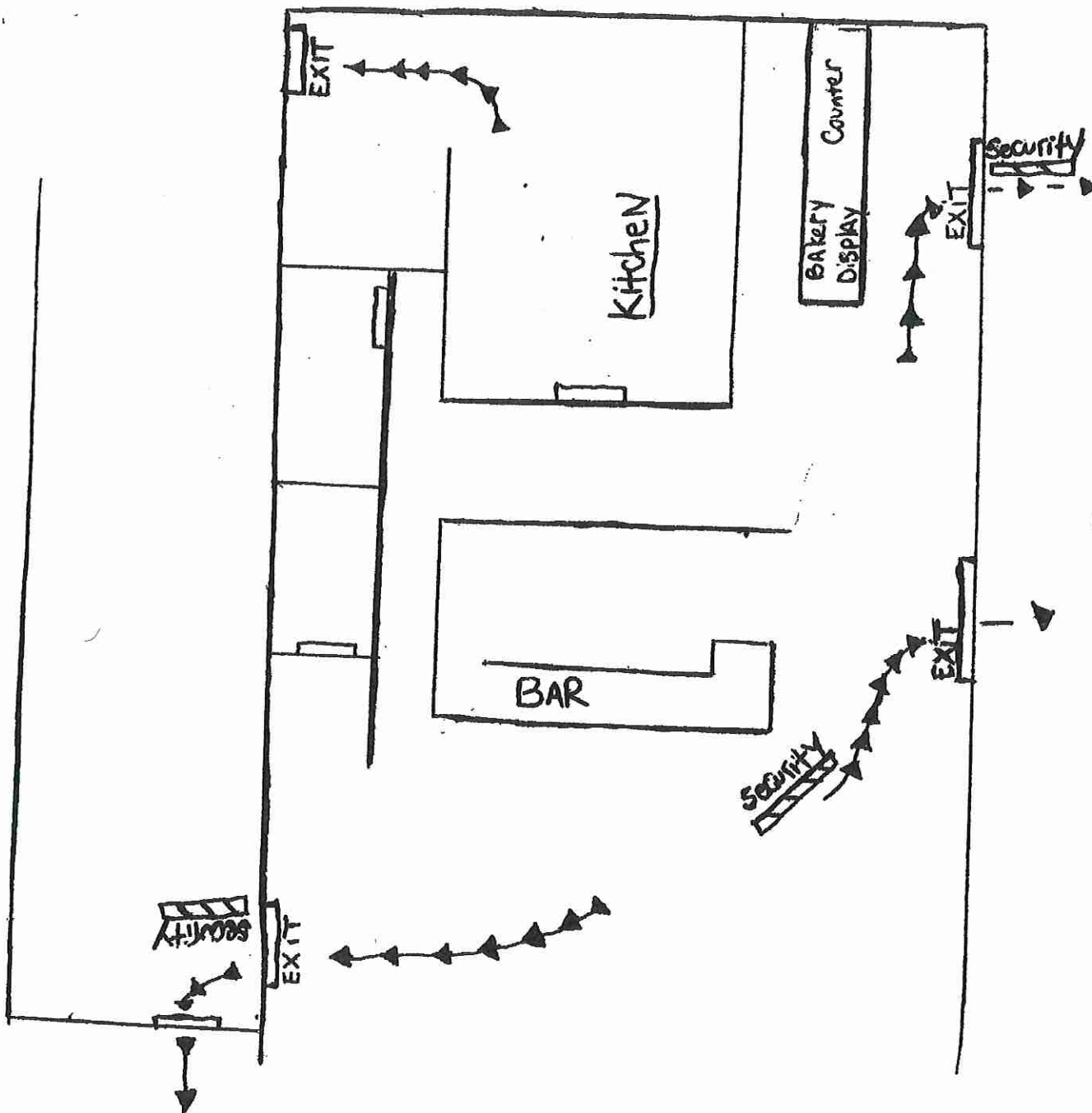
There are four exits in the facility that can be used in case of an emergency. The security team leader will be responsible for leading patrons and staff to the front two exits. The stationary/roaming security is responsible for leading patrons and staff through the patio exit and the rear door exit through the kitchen. Security will lead patrons and staff to the parking lot at a safe distance from the facility. In the case that one or more exits are blocked, the security team will direct the patrons to the closest unrestricted exit.





 Designated for
 Patrons to Assemble

 Designated for
 Patrons to Assemble



Designated for
Patrons to Assemble

Designated for
Patrons to Assemble

Palace Station

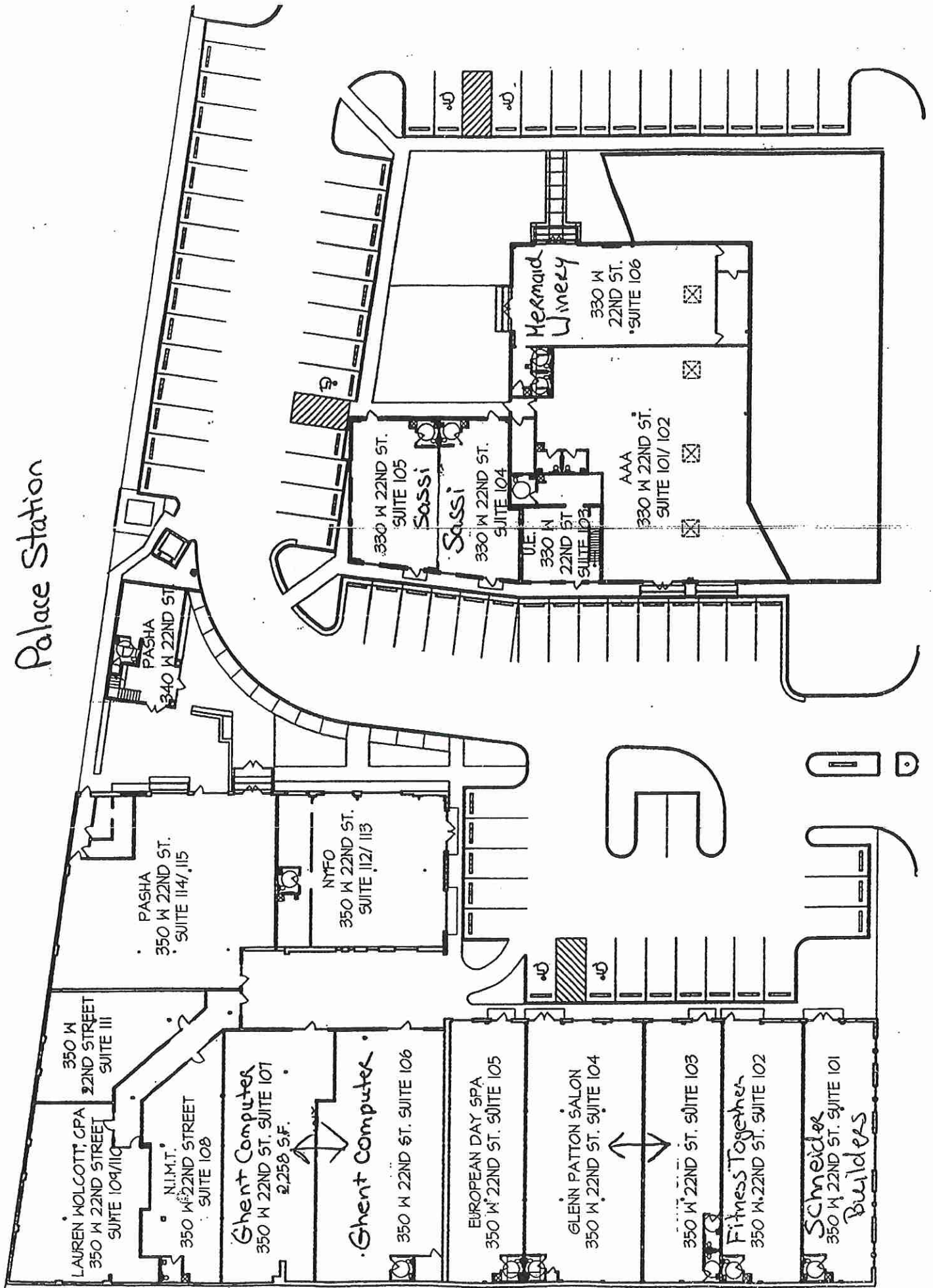
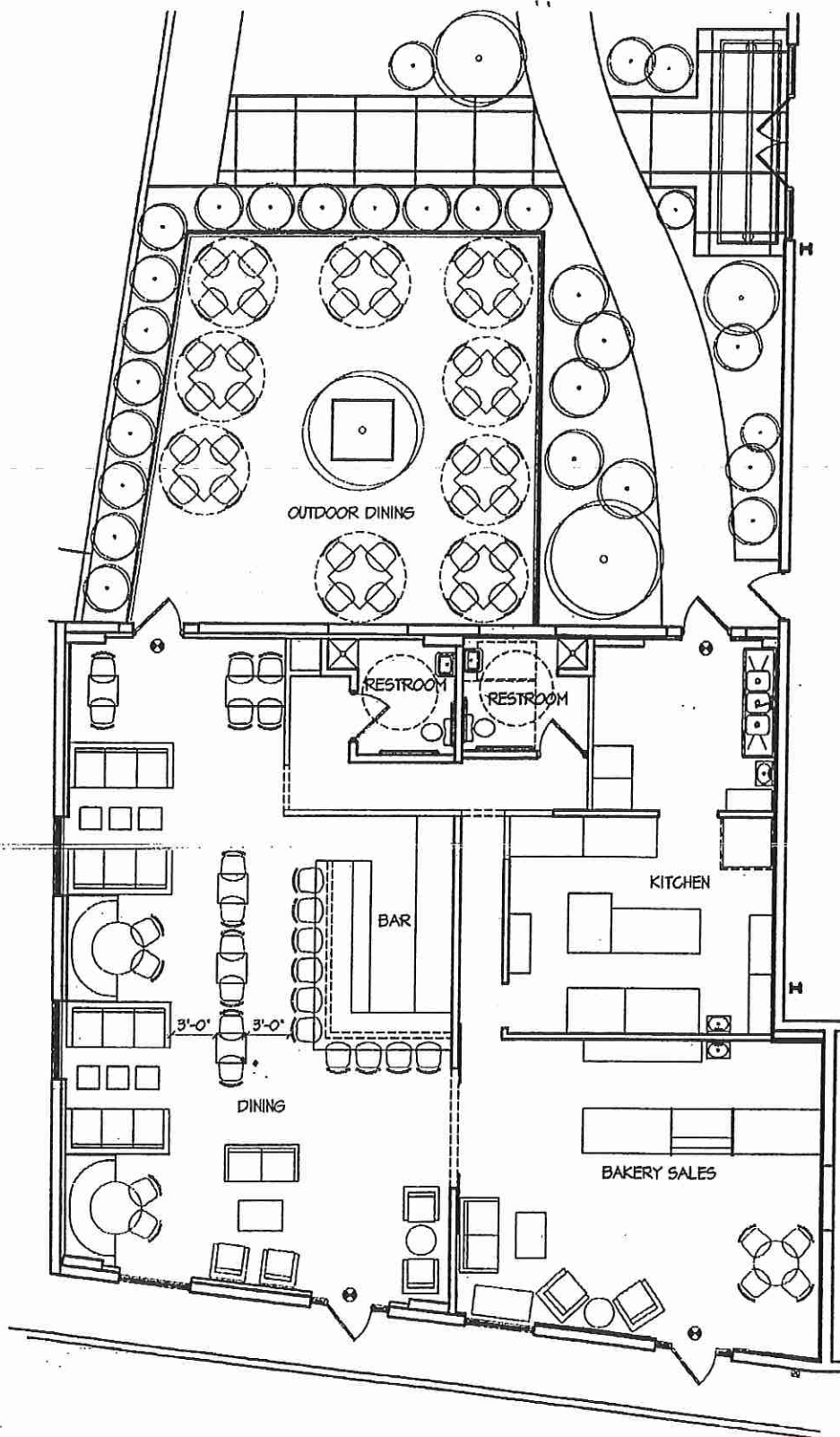


EXHIBIT "B"



Palace Station

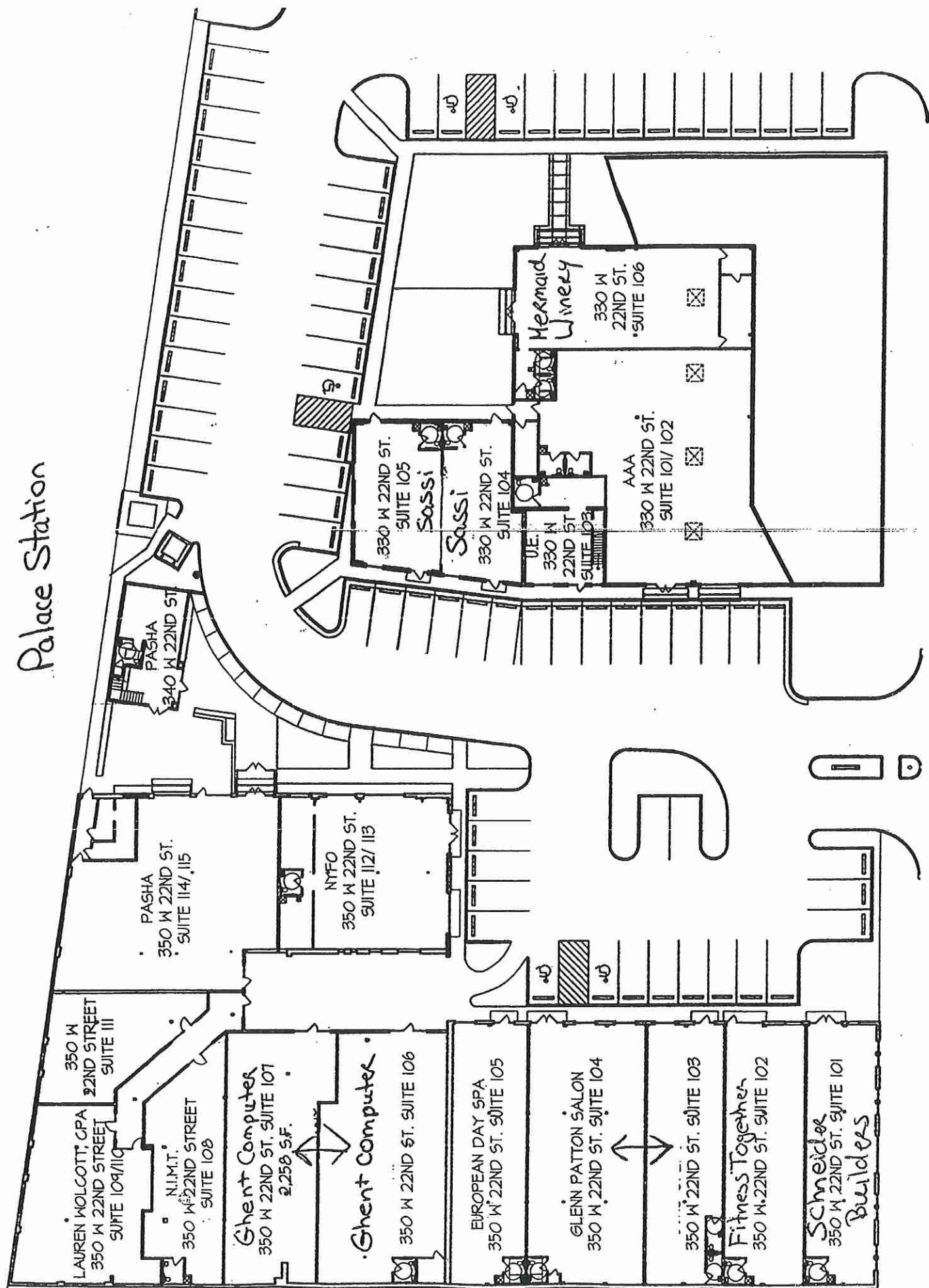


EXHIBIT "B"

